

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
CIVIL ACTION NO. 3:17-CV-00224-GCM**

BARRINGTON BOYD,

Plaintiffs,

v.

**TIAA-CREF INDIVIDUAL AND
INSTITUTIONAL SERVICES, LLC
TEACHERS INSURANCE AND
ANNUITY ASSOCIATION OF
AMERICA,**

Defendants.

ORDER

THIS MATTER COMES before this Court on Plaintiff's Motion to Compel a 30(b)(6) Deposition (Doc. No. 17) and Defendant's Motion to Strike Supplemental Initial Disclosures and Declaration (Doc. No. 30). The Court held a discovery conference in this matter on November 15, 2018.

For the reasons stated in the conference, the Court **GRANTS** Plaintiff's Motion to Compel a 30(b)(6) Deposition. The Plaintiff will have thirty (30) days from entry of this Order to conduct the deposition. This deadline can only be extended if the 30(b)(6) designee's travel schedule will not allow the deposition to take place within the time period. The first four topics listed on the Notice of Deposition remain as topics appropriate for the deposition. The Parties are instructed to contact Chambers as soon as the deposition has taken place to facilitate the scheduling of a summary judgment hearing.

For the reasons stated in the conference, the Court will withhold ruling on the Motion to Strike Supplemental Initial Disclosures until after the summary judgment hearing. Defendant's Motion to Strike Plaintiff's Declaration is **DENIED**.

SO ORDERED.

Signed: November 16, 2018

A handwritten signature in black ink, reading "Graham C. Mullen", written over a horizontal line.

Graham C. Mullen
United States District Judge

